

FIRST REGULAR SESSION

# SENATE BILL NO. 477

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR SCOTT.

Read 1st time February 28, 2005, and ordered printed.

TERRY L. SPIELER, Secretary.

1830S.01I

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## AN ACT

To repeal section 313.810, RSMo, and to enact in lieu thereof one new section relating to gaming.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 313.810, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 313.810, to read as follows:

313.810. 1. A person shall not be issued a license to conduct gambling games on an excursion gambling boat or a license to operate an excursion gambling boat, an occupational license, or a supplier license unless the person has completed and signed an application on the form prescribed and published by the commission. The application shall include the full name, residence, date of birth and other personal identifying information as the commission deems necessary, including but not limited to, the information specified in section 313.847. The application shall also indicate whether the applicant has any of the following:

- (1) A record of conviction of a felony; or
- (2) A current addiction to a controlled substance.

2. The commission shall submit two sets of fingerprints for any person seeking employment with the commission or any person who is seeking the issuance or renewal of a license issued by the commission, for the purpose of checking the person's prior criminal history when the commission determines a nationwide check is warranted. The fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's criminal records division. The first set of fingerprints shall be used for searching the state repository of criminal history information. The second set of fingerprints shall be forwarded to the Federal Bureau of Investigation, Identification Division, for the searching of the federal criminal history files. The patrol shall notify the commission of any criminal history information or lack of criminal history information discovered on the individual. Notwithstanding the provisions of section 610.120, RSMo, all records related to any criminal history information discovered shall be accessible and available to the

commission.

3. It is the burden of the applicant to show by clear and convincing evidence his suitability as to character, experience and other factors as may be deemed appropriate by the commission.

4. Before a license is granted, the commission shall conduct a thorough investigation of the applicant for a license to operate a gambling game operation on an excursion gambling boat. The applicant shall provide information on a form as required by the commission.

5. A person who knowingly makes a false statement on an application is guilty of a class A misdemeanor and shall not ever again be considered for application by the commission.

6. The licensee shall permit the commission or commission employees designated to inspect the licensee or holder's person, personal property, excursion gambling boat and effects at any time.

**7. A person shall not be issued a license to conduct gambling games on an excursion gambling boat or a license to operate an excursion gambling boat who represents a company that has been fined in any state for promoting prostitution or providing prostitutes for customer entertainment in the twenty years prior to filing an application with the gaming commission.**

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